### SOUTH CAROLINA COMMISSION ON DISABILITIES AND SPECIAL NEEDS

### **MINUTES**

November 6, 2008

The South Carolina Commission on Disabilities and Special Needs met on Thursday, November 6, 2008, at 10:30 AM at the Department of Disabilities and Special Needs Central Office, 3440 Harden Street Extension, Columbia, South Carolina.

The following were in attendance:

### **COMMISSION**

Present:
Bobby Harrell, Chairman
John Vaughn, Vice-Chairman
Otis Speight, Secretary
Edythe Dove
John Powell
Bill Bishop

Absent: Kelly H. Floyd

### **DDSN Administrative Staff**

Dr. Stan Butkus, State Director; Bill Barfield, Deputy State Director, Administration; Kathi Lacy, Associate State Director, Policy; David Goodell, Associate State Director, Operations; Lois Park Mole, Director of Government and Community Relations; Tom Waring, Director of Budgeting Systems; John King, District I Director; Rufus Britt, District II Director; Linda Veldheer, Director of HASCI; Kevin Yacobi, Director of Internal Audit; Daniel Davis, Director of Autism; Angela Syphertt, Director of Service Coordination; Michelle Abney, Waiver Coordinator; Jennifer Payne, MR/RD Waiver Program Coordinator

### Guests

Kathleen Roberts, SCPADD and Whitten Center Parents Club; Ralph Courtney. Executive Director, Aiken County DSN Board; Joyce Davis, Executive Director, Brain Injury Alliance of SC; Shantell Davis, Brain Injury Alliance of SC; Twylia Flournoy-Reid, Brain Injury Alliance of SC; Marjorie Ehrenclou, Brain Injury Alliance of SC; Andy Pope, Executive Director, Family Connection of SC; Katherine Bradley, Executive Director, Kershaw County DSN Board; Deborah McPherson, LGOA; Leanne Johnston, SCHSP; George Eberhardt, Advocate; Rick Huntress, Executive Director, SC Spinal Cord Injury Association; Risley Linder, Community Options of SC; Betty Routh Steele, Saleeby Center Parent; Rosemary Kierow; Coastal Center; Linda Bodiford, Coastal Center; Suzanne Johnson, Coastal Center; Jean E. Shirley, Whitten Center; Michael Floreon. DSN Advocate; Charles Lang, DD Council; Marian Dunlap, PADD; Angie Stoner; Senate Finance Committee; Connie Gandy, Pee Dee Center: Mary Leitner, Executive Director; Richland Lexington DSN Board; Deanna Lewis. Easter Seals; Craig Stoxen, Executive Director, SC Autism Society; Stewart Maurer, Babcock Center Foundation Board; Bronnie Maurer, Babcock Center Foundation Board; Jay Altman, Executive Director, Chester-Lancaster County DSN Board; David Kiely, Executive Director, Charles Lea Center; Mildred Lilley, Parent; Mallory Miller, DMH-CMHC; Kay Richardson, Epworth; Melinda Drake, Willowglen Academy; Judy Johnson, Executive Director, Babcock Center: Gloria James, Executive Director, Bamberg County DSN Board; Brent Parker, Executive Director, Greenville County DSN Board; Faye Yarborough, Pee Dee Center and PADD; Janice Fields, Scott Center; Richard Ferrante, USC-CDR: Mary Poole, Executive Director, York County DSN Board; Bob Jones, Allendale-Barnwell County DSN Board; Sylvia Kinder; Fred Owens, Newberry County DSN Board; Timothy Davis, Advanced Care; Jerry Mize, Executive Director. Oconee County DSN Board; Dale Thompson, Executive Director, Anderson County DSN Board; Mary Mack, Executive Director, Lee County DSN Board; George Mackey, DHHS; Lyssa Harvey, Family Connection; Valer ???. SC XXX; Lenora Harrison

### News Release of Meeting

Dr. John Vaughn, Vice-Chairman, called the meeting to order. Dr. Otis Speight read a statement of announcement about the meeting that had been mailed to the appropriate media, interested persons, and posted at the Central Office in accordance with the Freedom of Information Act.

### **Invocation**

Mr. Bill Bishop gave the invocation.

### Adoption of the Agenda

On motion of Mr. John Powell, seconded by Dr. Speight and passed, the Commission approved the agenda for the meeting (Attachment A).

### Approval of the Minutes of the October 16, 2008 Meeting

Dr. Vaughn asked for a motion to approve the minutes of the October 16, 2008 meeting. On motion of Dr. Speight, seconded by Mr. Powell and passed, the Commission approved the minutes of the October 16, 2008 meeting.

### State Revenue and Budget Outlook

Mr. Harrell introduced and welcomed Ms. Angie Stoner, Budget Analyst for the SC Senate Finance Committee. Ms. Stoner gave a presentation explaining in detail the revenue shortfalls as a result of the current economic conditions in the state. Economists predict recovery for South Carolina will not occur until late 2010. The General Assembly is asking for suggestions from agencies to aid in the deficit. More information will be available after the Board of Economic Advisors meets November 7, 2008. Discussion followed. The Commission thanked Ms. Stoner for sharing the information. (Attachment B)

### **Budget Reduction Plan**

Mr. Bill Barfield presented for approval the DDSN's Budget Reduction Plan. He stated that DDSN would have preferred an across the board reduction but we could not make that decision. The budget cuts will impact everyone. The mid-year base reduction to DDSN is \$21.5 million which is an 11.2 percent state fund reduction. These reductions must be made over the next seven months as five months have already been expensed. This Plan follows the Commission's policy to serve individuals with the most severe disabilities and who are at the greatest risk. The Reduction Plan is divided into four categories. The first category is the actual reductions to be absorbed by the department. This includes reductions of 3.7% in operating and contractual expenses and 2.2% of personnel expenses excluding direct care positions. The

second category is the list of grants and services no longer funded. Most of the funding is available now due to previous actions to freeze service expansion. Waiting lists will grow but does not take anyone out of the service. The third category is the list of reductions to be implemented by the local disabilities boards and other providers. This includes changing how some services are provided, reducing services, unfunding vacancies and a 1% rate reduction for residential and day supports. The fourth category is new initiatives that will require new work but can yield savings to allow other services to remain funded. These new efforts will maximize Medicaid in several areas and utilize new efforts in residential services. Mr. Barfield explained how every effort was made to minimize the negative effects on consumers and to continue as many services as possible. However, approximately 3000 individuals will have some service reduced or eliminated.

Letters will go out to the provider network this week giving details. Providers were briefed earlier in the week. Dr. Butkus is meeting with statewide advocacy leaders to help consumers and their families understand the budget reductions and Mr. David Goodell is meeting with regional center parents today. Discussion followed. It was recognized that the Plan could be revisited if the state's economy changes. On motion of Dr. Speight, seconded by Mr. Powell and passed, the Commission approved the Budget Reduction Plan. (Attachment C)

### SC Human Service Providers Association

Mr. Ralph Courtney stated that the boards are very concerned with the budget reductions and the impact it will have on the growing waiting list. He did state that they do appreciate the flexibility DDSN has given them at a local level concerning the budget reduction and emphasized that their primary mission is to serve consumers with the most severe disabilities. Mr. Courtney thanked the Commission for all that they do.

### State Director Report/Announcements

Dr. Butkus stated that DDSN will work closely with the boards during the budget cuts.

Mr. Vaughn requested the Commission avoid holding the winter work session the third Thursday of January due to a conflict.

### **Next Meeting Date**

Mr. Harrell announced the next meeting will be held December 18, 2008, in Columbia, South Carolina.

Submitted by,

Sandra Delaney

Approved:

Dr. Otis Speight

Mr. Bobby Harrell

### SOUTH CAROLINA COMMISSION ON DISABILITIES AND SPECIAL NEEDS

### AGENDA

### South Carolina Department of Disabilities and Special Needs 3440 Harden Street Extension Columbia, South Carolina

November 6, 2008

10:30 AM

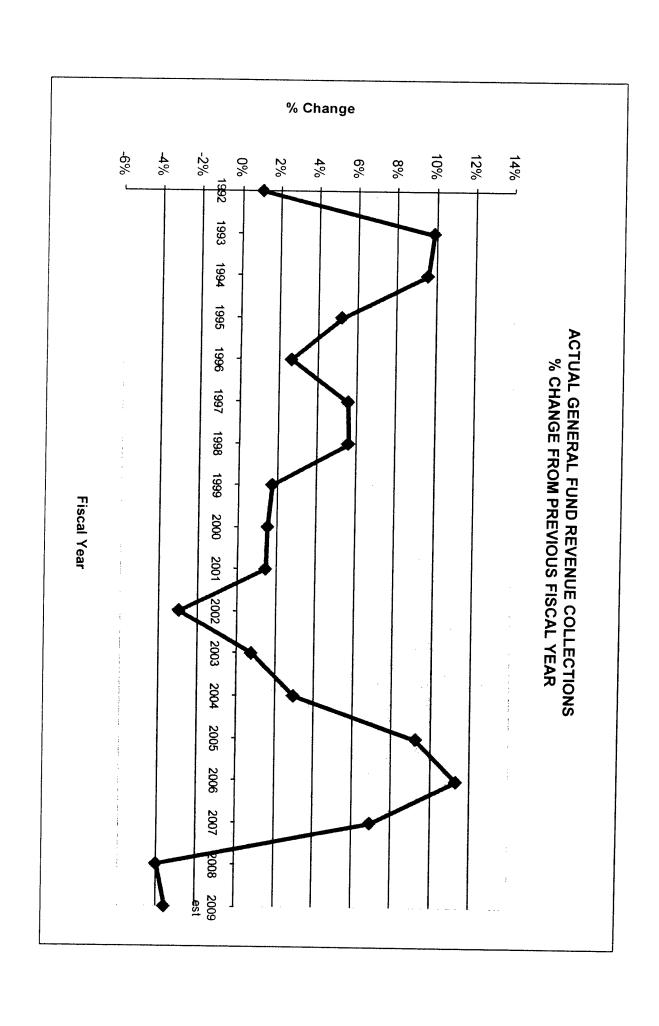
- 1. Notice of Meeting Statement
- 2. Invocation Bill Bishop
- 3. Introduction of Guests
- 4. Adoption of Agenda
- 5. Approval of the Minutes of the October 16, 2008 Meeting
- 6. State Revenue and Budget Outlook Angie Stoner, Senate Finance Committee Staff
- 7. Budget Reduction Plan Barfield
- 8. SC Human Service Providers Association Ralph Courtney
- 9. State Director Report/Announcements
- 10. Next Regular Meeting Date December 18, 2008
- 11. Calendar of Upcoming Events

PLEASE SILENCE CELL PHONES DURING THE MEETING. THANK YOU.

### Department of Disabilities and Presentation to the Special Needs

November 6, 2008

Angie Stoner Senate Finance Committee



## Chronology of Events

- reduced by \$90 million. April, 2008 - The Board of Economic Advisors (BEA) notified the General Assembly the FY07-08 revenue estimate and the FY08-09 revenue forecast were both
- provide a mechanism to address a shortfall. If revenue June - General Assembly adopted a Sine Die resolution to reconvene collections for the first quarter of FY 2008-09 were 4% or more behind the forecast then the General Assembly would
- million, or approximately 2%. FY07-08 and lowered the forecast for FY08-09 by \$140 July - BEA met to review preliminary revenue figures for

### Chronology (Continued)

- of \$133 million and adopted an additional reduction of 3% or \$187 appropriations. Board sequestered the FY08-09 Capital Reserve Fund August - B&C Board met and took action to reduce FY 08-09
- Comptroller General released final revenue figures for FY07-08 Reserve Fund of \$124 million was drawn-down and the General the fiscal year. and reported a deficit of \$266 million. The FY 07-08 Capital Reserve Fund was tapped for \$91 million to close the books for
- growth or negative growth from the FY 08-09 revised base assumption that the first revenue forecast for FY09-10 will be no October - The BEA decreased the General Fund revenue estimate for B&C Bd in August). In addition, Chairman Rainey stated his FY08-09 by an additional 4% (1% greater than the action taken by the
- November 7, 2008 The BEA is scheduled to meet to adopt the first forecast for FY 2009-10.

### Key Indicators

- Storm" Gasoline Prices & Sales Tax Collections - "Perfect
- Dramatic and protracted increase in gas prices beginning in the Fall of 2007
- \$166 million shortfall in Sales Tax collections primarily due to the spending on taxable items elimination of the tax on groceries and decreases in consumer
- its inception in 1967 the index plummeted to 38 the lowest recorded level since Consumer Confidence at All-Time Low - In October,
- 2010-11 Budget) Recovery for SC - Economists predict recovery for South Carolina will not occur until late 2010 (mid-year of FY

# General Fund Revenue and Appropriation Reductions FY 2008-09

### REVENUES

BEA October 2008 General Fund Revenue **TOTAL Revenue Reductions** Reduction BEA July 2008 General Fund Revenue Reduction Estimate (Gross) Appropriation Act General Fund Revenue % of Original Forecast Reduction from Previous Forecast Reduction from Previous Forecast 7,106,362,115 6,692,362,115 7,246,362,115 \$ (554,000,000) \$ (140,000,000) (414,000,000)

### **APPROPRIATIONS**

TOTAL Appropriation Reductions % of Original Appropriation Base	Additional Appropriation Reduction	Appropriation Reduction Necessary to Meet BEA Revisions	Fiscal Year 2008-09 Capital Reserve Fund Reduction	FY 08-09 Appropriation Act Balance
	€	↔	€	€9
	(67,445,829)	(420,460,585)	(133,170,058)	369,357
€				
(620,707,115) -9.4%				

# Mid-Year Agency Base Reductions (H.5300 Rescission Act)

B04		7 7	191	ב ה ה	ם מ	D20	H59	H37	H36	P16	H34	H38	H29	H39	H17	118	H47	H21	H24	H15	H09	H27	H51	117	140	J20	210	7,5	724		Yes Yes	<b>&gt;</b>
Judicial Department	Governor's Office - OEPP	Vocational Rehabilitation	ARS Commission	Comptroller General	State Freasurer	Governor's Office - Mansion	Technical & Comp. Education	USC - Lancaster	USC - Beaufort	Dept. of Agriculture	USC - Upstate	USC - Salkehatchie	USC - Aiken	USC - Sumter	Coastal Carolina University	Francis Marion University	Winthrop University	Lander University	SC State University	University of Charleston	Ine Citadel	USC - Columbia	MUSC	Clemson University (E&G)	USC - Union	Dept. of Alcohol & Other Drug Abuse Services	Dept. of Transportation	Dept. of Labor, Licensing & Regulation	Dept. of Natural Resources	Agency	•	
5,198,920	1,533,839	2,039,686	508,548	549,799	427,388	96,592	24,792,320	391,727	371,854	924,004	2,089,541	340,933	1,604,507	640,022	2,415,846	2,798,027	3,400,021	1,583,867	3,443,137	4,965,883	2,353,314	26,906,033	14,233,552	16,528,048	157,215	1,761,303	27,556	425,587	4,143,432	Reductions	Targeted	
14.2%	14.2%	14.2%	14.2%	14.2%	14.2%	14.2%	14.4%	14.4%	14.4%	14.6%	14.7%	14.7%	14.7%	14.8%	14.8%	14.8%	14.8%	14.8%	14.8%	14.8%	14.8%	14.9%	14.9%	14.9%	14.9%	15.1%	15.1%	15.6%	15.8%	Funds	of General	% Reduction

# Mid-Year Agency Base Reductions (H.5300 Rescission Act)

	H53 P12 E28	H95 E04 P21 A20	J04 F03 R52 R20 H87 P20	A05 H67 A01 E20 D05 N20 D10 E08	Agy No.
Prosecution Coord. Comm. Comm. on Indigent Defense Human Affairs Commission Comm. on Minority Affairs Workers' Compensation Comm. Comm. on Higher Education Higher Education Grants	Consort. of Comm. Teaching Hospitals Forestry Commission Election Commission	Adjutant General Museum Commission Lieutenant Governor SC State PSA Legislative Audit Council	Dept. of Health & Environmental Control B&C Bd. State Ethics Comm. Dept. of Insurance State Library Clemson PSA	House ETV Senate Attorney General Governor's Office - ECS Law Enforcement Training Council Governor's Office - SLED Secretary of State Comm. for the Blind	Agency
286,342 1,909,433 1,100,515 274,259 81,997 444,456 1,951,518 44,146	2,097,944 2,279,480 174,351	1,054,055 561,893 630,847 498,237 178,391	19,617,818 4,154,292 79,338 662,222 1,806,528 6,698,098	1,906,071 2,341,657 1,740,358 1,112,863 400,224 121,250 5,113,580 153,375 538,107	Targeted Reductions
12.7% 12.7% 12.6% 12.6% 12.5% 12.5% 12.4% 12.3%	13.0% 12.9% 12.9%	13.0% 13.0% 13.0% 13.0%	13.7% 13.5% 13.5% 13.3% 13.1% 13.1%	14.2% 14.2% 14.2% 14.2% 14.2% 14.0% 13.9% 13.8% 13.8%	% Reduction of General

# Mid-Year Agency Base Reductions

(H.5300 Rescission Act)

7.8%	487,749,136		TOTAL
	10,000,000*	Comm. on Higher Education	H03
	0	Debt Service	V04
	0	B&C Bd Capital Reserve Fund	F31
3.0%	10,098,964	Dept. of Corrections	N04
3.5%	101,794	Aid to Sub Comptroller General	X12
3.6%	88,500,235	Department of Education	H63
4.8%	6,000	Procurement Review Panel	S60
6.5%	19,452,129	Aid to Sub Treasurer: Local Gov't Fund	X22*
8.1%	76,674,589	Dept. of Health & Human Services	J02
8.8%	2,049,001	Dept. of Prob, Parole & Pardon Services	N08
10.3%	4,233,893	Dept. of Revenue	R44
10.3%	8,909,885	Dept. of Public Safety	<b>K</b> 05
10.8%	11,037,131	Dept. of Juvenile Justice	N12
10.8%	23,602,747	Dept. of Mental Health	J12
10.8%	14,506,726	Dept. of Social Services	L04
10.8%	1,670,042	School for the Deaf & the Blind	H75
10.8%	477,342	John de la Howe School	L12
10.8%	421,082	Wil Lou Gray Opportunity School	H71
10.9%	87,606	Employment Security Commission	R60
11.1%	329,151	Legislative Council	A15
11.2%	3,832,588	Dept. of Parks, Recreation & Tourism	P28
11.2%	21,543,257	Dept. of Disabilities & Special Needs	J16
11.7%	71,908	Sea Grant Consortium	P26
11.7%	261,893	Dept. of Consumer Affairs	R28
11.7%	1,643,888	Department of Commerce	P32
11.8%	160,373	Aid to Sub Treasurer	X22
12.0%	443,621	B&C Bd. – Auditor	F27
12.1%	473,719	Legislative Printing	A17
12.2%	493,426	Archives & History	H79
Funds	Reductions	Agency	No.
of General	Targeted		Agy
% Reduction			

# FY 2009-10 Funding Issues

431	Total
30 4	Indigent Defense Program Annualization
10	DDSN Employee Health Insurance
<b>ග</b> (	DMH
9 .	DSS
70	Medicaid
ļ	Health Area
20	4K Early Childhood Program
30	Fuel & Buses
	K-12 Education
	Annualization Issues
253	Total
9 .	LIFE Scholarship Shortfall
4	Election Commission Spring '10 Primaries
20	Corrections Deficit
	Deficits/Open-Ended Accts
220	iotal
130	EFA Base Restoration & Growth
30	Property lax / Sales Tax Swap Shortfall
60	General Reserve Fund Replacement
	Constitutional/Statutory Requirements
Millions \$	

## Fiscal Policy Changes

S.1242 SC Taxation Realignment Commission - Sponsored by Senator Leatherman

- Passed Senate last year & will be prefiled this Session
- Modeled after BRAC, 11 members No Legislators
- State Tax Structure Only No local taxes
- Legislation must be introduced in both Houses
- Substantive amendments require 2/3 vote

### **Spending Limits**

- Senate version limits appropriations to average % growth over the previous 10 years "smoothing effect"
- •House version the lesser of 6% or population + CPI

# Increase Existing Reserve Fund Requirements

- •Capital Reserve Fund = 2% of previous year's revenue
- •General Reserve Fund = 3%
- •Other States Florida Minimum of 5% capped at 10%, NC up to 5%

## QUESTIONS?

# South Carolina Department of Disabilities & Special Needs

**Budget Reduction Plan** Fiscal Year 2008-2009

### S.C. Department of Disabilities and Special Needs Fiscal Year 2008-2009 Budget Reduction Plan **Agency Reductions**

394.715	1.199.759	<b>.</b>	877,085	S	2,703,844 \$	·		Subtotal	
\$ 255,565	851,883 \$	<del>cs</del>	613,355	€9	2,044,518	2.2% \$	25	Personal Services Reductions	2
\$ 139,150	347,876 \$	↔	263,730	49	659,326	3.7% \$		DDSN Operating Budget Reduction	-
State Funds	Total Funds	Tot	State Funds	ည	Total Funds	Rate/Units	Positions	Description Agency Reductions:	item #
scal Year	Current Fiscal Year			Annualized	Ann		Slots /		<b>F</b>

### S.C. Department of Disabilities and Special Needs Fiscal Year 2008-2009 Budget Reduction Plan **Unfunded Cuts**

Ten #	Description	Slots /	:	Ann	Annualized	
IIGII 7	Description	Positions	Rate/Units	Total Funds	State	State Funds
	Unfunded:					
ယ	Special Grants - Targeted Reductions		5%	\$ 48,915	€9	20,544
4	Special Grants - Greenwood Genetic Center		5%	\$ 400,700	↔	160.280
CJI	Residential Bed Expansion	83	Various rates	\$ 3,000,000		900 000
o	Pervasive Developmental Disorder (PDD) Expansion	190		\$ 8,425,000		3,000,000
7	Respite (State Funded) - all divisions			\$ 1,613,585	↔	1,613,585
<b>&amp;</b>	Family Support Stipends (State Funded) - all divisions			\$ 1,386,415	<del>6</del> 9	1,386,415
9	MR/RD Waiver Slot Expansion/Attrition	150	\$12,070/slot	\$ 1,809,620	€9	543,120
5	HASCI Waiver Slots Expansion/Attrition	37	\$26K /slot	\$ 960,443	↔	287,043
=	Funding for Outlier and Band Adjustments			\$ 500,000	€9	150,000
≉	TBI/SCI Post Acute Rehabilitation			\$ 492,260	↔	492,260
ಪ	Capital Funding/Carryforward			<b>&amp;</b>	↔	
4	Community Supports Waiver - Onetime			69	€>	,
	Subtotal			\$ 18,636,938	<b>.</b>	8 553 247

### S.C. Department of Disabilities and Special Needs Fiscal Year 2008-2009 Budget Reduction Plan **Board/Provider Reductions**

	246	24a	స్ట	22	2	20	19	₹		i	<b>5</b>		ttem #	
Subtotal	Residential and Day - 1% Rate Reduction - QPL and Alt. Placements	Residential and Day - 1% Rate Reduction - DSN Boards	Medicaid Waivers - Cap on ancillary services/units	Vacant Day/Supported Employment Slots	Early Intervention - BabyNet Criteria Change (0-3)	Early Intervention - targeted caseload reductions (3-6)	Child Day Care Services	Summer Services - Reduced 50%	Service Coordination - Caseload Ratios from 34 to 38	Service Coordination - Level I to Level II	HASCI Community Opportunity Programs	Board/Provider Reductions:	Description	
				330	420	. 125	108	1,545	41	750			Positions	2
	1%	1%		\$9,227	60,480 units	18,000 units			\$50,798 per pos.	\$1,673	5%		Rate/Units	
\$ 14.791.576	\$ 206,686	\$ 2,812,534	\$ 2,000,000	\$ 3,044,910	\$ 1,388,994	\$ 426,175	\$ 1,190,531	\$ 354,871	\$ 2,082,718	\$ 1,254,750	\$ 29,407		Total Funds	Ą
\$ 7,683,118	\$ 62,006	\$ 843,760	\$ 600,000	\$ 3,044,910	\$ 757,002	\$ 232,265	\$ 357,160	\$ 354,871	\$ 874,742	\$ 526,995	7 \$ 29,407		State Funds	Annualized
7 400 405	\$ 103,343 \$	\$ 1,406,267	•	\$ 3,044,910	\$ 347,249	\$ 213,088	\$ 595,266	\$ 177,436	\$ 1,041,359	\$ 522,813	\$ 14,704		Total Funds	Current
•	\$ 31,003	\$ 421,880		\$ 3,044,910	\$ 189,251	\$ 116,133	\$ 178,580	\$ 177,436	\$ 437,371	\$ 219,581	\$ 14,704		State Funds	Current Fiscal Year
	6 months	6 months	10 mm 1 m		3 months	6 months	6 months		6 months	5 months	6 months		Time Frame	

### S.C. Department of Disabilities and Special Needs Fiscal Year 2008-2009 Budget Reduction Plan Policy/Service Initiatives

\$ 21.558.958	\$ 34,963,069	-	\$ 21,571,012	42,105,920	60		Total	
\$ 1,496,037	\$ 1,496,037		\$ 4,457,562	5,973,562	•		Subtotal	
\$ (578,994)	\$ (578,994) \$		\$ (2,315,977)	(2,315,977) \$	\$9,227	251	State Funded Supported Employment Stots - Remain State Funded	280
\$ (188,250)	\$ (188,250) \$	ļ	\$ (753,000)	(753,000) \$	\$10,000 \$	251	State Funded Supported Employment Stots - Convert to Comm. Supp. Waiver	3 26
\$ 1,157,989	\$ 1,157,989		\$ 4,631,954	4,631,954	\$9,227	502	State Funded Supported Employment Stots	284
\$ (549,007)	\$ (549,007) \$		\$ (1,098,013)	(1,098,013) \$	\$9,227	119	State Funded Day Center Based Slots - Remain State Funded	27c
\$ (532,500)	\$ (532,500)		\$ (1,065,000)	\$ (1,065,000) \$	\$10,000	355	State Funded Day Center Based Slots - Convert to Rehab. Support	276
\$ 2,186,799	\$ 2,186,799		\$ 4,373,598	\$ 4,373,598	\$9,227	474	State Funded Day Center Based Slots	27a
€9			\$ 600,000	\$ 2,000,000	\$20K/person	<b>8</b>	Convert CTH II's to Enhanced CTH I's	2%
69	<b>69</b>		\$ 84,000	\$ 200,000	\$8K/person	23	Community Supports Waiver - SLP I Conversion	25
							Policy/Service Initiatives:	
State Funds	Total Funds		State Funds	Total Funds	Rate/Units	Slots / Positions	Description	item#
Current Fiscal Year	Current I		ualized	Annual				The second secon